

**DECLARATION OF EMERGENCY**

**Department of Public Safety and Corrections  
Office of the State Fire Marshal  
Uniform Construction Code Council**

Uniform Construction Code (LAC 17:I.101 and 103)

The Department of Public Safety and Corrections, Office of State Fire Marshal, Louisiana State Uniform Construction Code Council, hereafter referred to as the “LSUCCC” or the “Council”, has exercised the emergency provision in accordance with R.S. 49:953(B) of the Administrative Procedure Act, to amend LAC 17:I.Chapter 1 in the state Uniform Construction Code as authorized by R.S.40:1730.28. Furthermore, the LSUCCC has found an immediate need to adopt an amendment of the current Louisiana State Uniform Construction Code, 2020 National Electrical Code Article 210.52(C)(3). This change is a direct result for the need to protect homeowners from electrical shock hazards. This amendment will serve to better protect the public and to follow national guidelines for occupants to live and work in safe, healthy, resilient environments.

The LSUCCC is promulgating this Rule amendment to provide greater health and electrical safety for the public and for those living and working in conditioned spaces. These rules were first adopted and published in the October 20, 2022 edition of the *Louisiana Register* (Vol. 48, No. 10). The rule became effective on July 1, 2023. An emergency rule was promulgated and effective October 19, 2023. This subsequent Emergency Rule is being promulgated to continue those provisions and make corrections to a typographical error which created a hazard. By the signature of the agency head, Chief Daniel H. Wallis, this emergency rule correction was adopted and became effective on November 15, 2023. It shall be in effect for the maximum period allowed under the Act (120 days) or until adoption of the final Rule, whichever occurs first. The public welfare dictates that these changes be implemented immediately through the adoption of the Emergency Rule to promote greater access to safer environments and to insure safety to existing facilities undergoing renovations and for new proposed facilities.

**Title 17  
CONSTRUCTION**

**Part I. Uniform Construction Code**

**Chapter 1. Uniform Construction Code**

**§101. Louisiana State Uniform Construction Code  
(Formerly LAC 55:VI.301.A)**

A. In accordance with the requirements set forth in R.S. 40:1730.28, effective February 1, 2018, the following is hereby adopted as an amendment to the *Louisiana State Uniform Construction Code*.

AUTHORITY NOTE: Promulgated in accordance with R.S. 40:1730.22(C) and (D) and 40:1730.26(1).

HISTORICAL NOTE: Promulgated by the Department of Public Safety and Corrections, State Uniform Construction Code Council, LR 33:291 (February 2007), amended LR 34:93 (January 2008), LR 34:883 (May 2008), LR 34:2205 (October 2008), LR 35:1904 (September 2009), LR 36:2574 (November 2010), effective January 1, 2011, LR 37:601 (February 2011), LR 37:913 (March 2011), repromulgated LR 37:2187 (July 2011), repromulgated LR 37:2726 (September 2011), LR 37:3065 (October 2011), LR 38:1994 (August 2012), amended by the Department of Public Safety and Corrections, Uniform Construction Code Council, LR 39:1825 (July 2013), LR 39:2512

(September 2013), LR 40:2609 (December 2014), amended by the Department of Public Safety and Corrections, Office of State Fire Marshal, LR 41:2380 (November 2015), amended by the Department of Public Safety and Corrections, Office of State Fire Marshal, Uniform Construction Code Council, LR 42:1672 (October 2016), LR 44:75 (January 2018), repromulgated LR 45:912 (July 2019), amended LR 47:80 (January 2021), LR 48:2577 (October 2022), LR 50:

**§115. National Electric Code  
(Formerly LAC 55:VI.301.A.7)**

A. *National Electric Code* (NEC), 2020 Edition, and the standards referenced in that code for regulation of construction in this state.

* * *		
Amend	210.52(C)(3) Receptacle Outlet Location	Receptacle outlets shall be located in one or more of the following:
Amend	Item 1	On or above, but not more than 500 mm (20 in.) above a countertop or work surface.
Amend	Item 2	In a countertop using receptacle outlet assemblies listed for use in countertops.
Amend	Item 3	Below countertop or work surfaces: Not more than 300 mm (12 in.) below the countertop or work surface. In a work surface using receptacle outlet assemblies listed for use in work surfaces or listed for use in countertops
Adopt		Receptacles installed below a countertop or work surface shall not be located where the countertop or work surface extends more than 150 mm (6 in.) beyond its support base.
* * *		

AUTHORITY NOTE: Promulgated in accordance with R.S. 40:1730.22(C) and (D) and 40:1730.26(1).

HISTORICAL NOTE: Promulgated by the Department of Public Safety and Corrections, State Uniform Construction Code Council, LR 33:291 (February 2007), amended LR 34:93 (January 2008), LR 34:883 (May 2008), LR 34:2205 (October 2008), LR 35:1904 (September 2009), LR 36:2574 (November 2010), effective January 1, 2011, LR 37:601 (February 2011), LR 37:913 (March 2011), repromulgated LR 37:2187 (July 2011), repromulgated LR 37:2726 (September 2011), LR 37:3065 (October 2011), LR 38:1994 (August 2012), amended by the Department of Public Safety and Corrections, Uniform Construction Code Council, LR 39:1825 (July 2013), LR 39:2512 (September 2013), LR 40:2609 (December 2014), amended by the Department of Public Safety and Corrections, Office of State Fire Marshal, LR 41:2387 (November 2015), amended by the Department of Public Safety and Corrections, Office of the State Fire Marshal, Uniform Construction Code Council, LR 44:95 (January 2018), repromulgated LR 45:932 (July 2019), amended LR 48:2606 (October 2022), LR 50:

Chief Daniel H. Wallis  
State Fire Marshal

2312#003